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5 *Attorneys for Defendant James B. Panther, Jr.*

6 **IN THE UNITED STATES DISTRICT COURT**
7 **FOR THE DISTRICT OF ARIZONA**

8
9 United States of America,

10 Plaintiff,

11 v.
12

13 James B. Panther, Jr.;

14 Defendant.
15

Case No. CR-19-00448-PHX-DLR-2

**STIPULATION AND JOINT
MOTION TO CONTINUE
RESTITUTION HEARING
SCHEDULED FOR FEBRUARY 20,
2024 AT 3:30 PM FOR A PERIOD
OF NINETY DAYS**

16 Plaintiff, United States of America, by and through D. Brittain Shaw, Assistant
17 United States Attorney United States Department of Justice (the “Government”), and
18 Defendant James B. Panther Jr. (“Mr. Panther”), by and through undersigned counsel,
19 respectfully requests that this Court enter an order continuing the restitution hearing
20 currently scheduled for Tuesday, February 20, 2024 at 3:30 p.m. before the Honorable
21 Douglas L. Rayes, for a period of ninety days to a date on or after May 29, 2024.


22 The Government has been working to recover monies from overseas accounts,
23 which may reduce or negate the amount of restitution that Mr. Panther owes in this
24 matter. As of the date of the filing of this Stipulation and Joint Motion, the Government
25 has informed that they have sent their MLAT request to repatriate the funds, and things
26 are moving in Cyprus, but the Government does not believe that they will be able to
27 repatriate the funds prior to the February 20, 2024 hearing. Given that the amount of
28 restitution cannot be determined by the time of the currently scheduled restitution

1 hearing, conducting the restitution hearing currently set for February 20, 2024 at 3:30
2 p.m. would not be a productive use of this Court's time and resources and would not
3 result in an accurate restitution amount to be paid by Mr. Panther.

4 Therefore, and for the reasons stated above, the Parties respectfully request that
5 the Court continue the restitution hearing currently scheduled for February 20, 2024 at
6 3:30 p.m. to a date and time on or after May 29, 2024.

7 RESPECTFULLY SUBMITTED this 7th day of February 2024.

8 NCP Law, PLLC
9 3200 N. Central Avenue, Suite 2550
10 Phoenix, Arizona 85012

11 By: 
12 Andrea S. Tazioli (#026621)
13 Attorneys for Defendant James B.
14 Panther, Jr.

15 United States Department of Justice
16 1400 New York Ave.
17 Washington, DC 20005

18 By: /s/ D. Brittan Shaw (with permission)
19 D. Brittain Shaw
20 Attorneys for Plaintiff
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CERTIFICATE OF SERVICE

I certify that on the 7th day of February 2024, I electronically transmitted the foregoing document to the Office of the Clerk of the Court, using the CM/EFC System, for filing and for transmittal of a Notice of Electronic Filing to the CM/EFC registrants on record.

I further certify that I sent this document via email to Assistant United States Attorney Deborah Brittain Shaw at the following email address: Brittain.Shaw@usdoj.gov

I further certify that I sent this document via email to US Probation Officer Lisa Cabe at the following email address: Lisa_Cabe@casp.uscourts.gov

/s/ Andrea S. Tazioli